IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 24TH SEPTEMBER 2007 / 2ND ASWINA 1929

WP(C).No. 27546 of 2007(D)

PETITIONER:

SIVADASAN ACHARY, S/O. PARAMU ACHARY,
LAKSHMI NILAYAM, MANCHALLUR, PATHANAPURAM.

BY ADV. SRI.C.R.SIVAKUMAR

RESPONDENTS:

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1. THE DISTRICT COLLECTOR,
COLLECTORATE, KOLLAM.

2. THE TAHSILDAR,
TALUK OFFICE, PATHANAPURAM, KOLLAM DISTRICT.

3. THE EXECUTIVE ENGINEER,
PUBLIC WORKS DEPARTMENT (ROADS),
PUNALUR, KOLLAM DISTRICT.

4. RIYAS HASSAN, S/O. HASAN,
SARGACHITHRA, PATHANAPURAM P.O., KOLLAM DISTRICT.

ADDL. R5. THE LAND REVENUE COMMISSIONER, OFFICE OF THE LAND
REVENUE COMMISSIONER, MUSEUM JUNCTION,
THIRUVANANTHAPURAM.

" R6. THE EXECUTIVE ENGINEER, PUBLIC WORKS DEPARTMENT(ROADS)
PUNALOOR, KOLLAM DISTRICT.

(ADDL. R5 & R6 ARE IMPLEADED AS PER ORDER ON IA 12587/07 DT. 24-9-2007).

R1 TO R3 & R5 & R6 BY GOVT. PLEADER MR. I.V. PRAMOD.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 24/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 27546 OF 2007 D
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Dated this the 24th September, 2007

J U D G M E N T

The petitioner is ordered to be evicted from the puramboke land by Ext. P4. Against Ext. P4 order of the District Collector Ext. P7 appeal has been filed before the Land Revenue Commissioner, Thiruvananthapuram and the petitioner has produced a copy of the postal receipt evidencing despatch of the said appeal. It is stated that the petitioner is a homeless person and is living there with two female children. Taking into consideration the facts of the case, I dispose of this writ petition directing the Land Revenue Commissioner-Addl. 5th respondent to consider and pass orders on Ext. P7 appeal filed by the petitioner as expeditiously as possible, at any rate within six weeks from the date of receipt of a copy of this judgment. In the meanwhile further proceedings pursuant to Exts. P4 and P6 shall be kept in abeyance.

Petitioner is directed to produce a certified copy of the judgment along with the writ petition and I.A.

No. 12587 of 2007 before the Land Revenue Commissioner for compliance.

ANTONY DOMINIC
JUDGE

jan/-